

SUPERIOR COURT OF CALIFORNIA

County of San Diego

DATE: November 2, 2006 DEPT. 71 REPORTER A: Peter Stewart CSR# 3184

PRESENT HON. RONALD S. PRAGER REPORTER B: CSR#

JUDGE

CLERK: K. Sandoval

BAILIFF: L. Wilks REPORTER'S ADDRESS: P.O. BOX 120128

SAN DIEGO, CA 92112-4104

MINUTE ORDER

IN RE: JCCP 4221/4224/4226&4428 – Natural Gas Anti-Trust Cases (Price Indexing)

The attached Court's ruling regarding **WD's motion to compel further discovery responses** applies to all cases listed as follows:

4221-00020	UYEDA vs CENTERPOINT ENERGY INC
4221-00021	BENSCHIEDT vs AEP ENERGY SERVICES INC
4221-00022	COUNTY OF SANTA CLARA vs SEMPRA ENERGY
4221-00023	CITY AND COUNTY OF SAN FRANCISCO vs SEMPRA ENERGY
4221-00024	COUNTY OF SAN DIEGO vs SEMPRA ENERGY
4221-00025	OLDER vs SEMPRA ENERGY
4221-00026	CITY OF SAN DIEGO vs SEMPRA ENERGY
4221-00027	TAMCO vs DYNEGY INC
4221-00028	A L GILBERT COMPANY vs CORAL ENERGY RESOURCES LP
4221-00029	OBERTI WHOLESALE FOOD INC vs ENCANA ENERGY SERVICES INC
4221-00030	BROWN vs ENCANA ENERGY SERVICES INC
4221-00031	LOIS THE PIE QUEEN vs ENCANA ENERGY SERVICES INC
4221-00032	VITTICE CORPORATION vs ENCANA CORPORATION
4221-00033	COUNTY OF ALAMEDA vs SEMPRA ENERGY
4221-00034	THE REGENTS OF THE UNIVERSITY OF CALIFORNIA vs RELIANT ENERGY SERVICES INC
4221-00035	SCHOOL PROJECT FOR UTILITY RATE REDUCTION vs SEMPRA ENERGY
4221-00036	ASSOCIATION OF BAY AREA GOVERNMENTS vs SEMPRA ENERGY
4221-00037	OWENS-BROCKWAY GLASS CONTAINER INC vs SEMPRA ENERGY
4221-00038	TEAM DESIGN DBA TIMOTHY ENGELN INC vs RELIANT ENERGY INC
4221-00039	CITY OF LOS ANGELES DEPARTMENT OF WATER AND POWER vs RELIANT ENERGY SERVICES INC
4221-00040	SACRAMENTO MUNICIPAL UTILITY DISTRICT vs RELIANT ENERGY SERVICES INC
4221-00041	SHANGHAI 1930 RESTRAURANT PARTNERS LP vs ENCANA ENERGY SERVICES INC

4221-00042 PODESTA vs ENCANA ENERGY SERVICES INC
4221-00044 COUNTY OF SAN MATEO vs SEMPRA ENERGY
4221-00045 BUSTAMANTE vs WILLIAMS ENERGY SERVICES
4221-00046 PABCO BUILDING PRODUCTS vs DYNEGY INC
4221-00047 BOARD OF TRUSTEES OF THE CALIFORNIA STATE UNIVERSITY vs DYNEGY INC
4221-00043 NURSERYMAN'S EXCHANGE OF HALF MOON BAY vs SEMPRA ENERGY

10:00 a.m.. This being the time previously set for DISCOVERY in the above entitled cause Court convenes with Nancy Fineman and Nanci Nishimura of Cotchett Pitre, Simon & McCarthy personally present for the Plaintiffs. Bredndan P. Cullen and Diane McGimsey of Sullivan & Cromwell personally present for the Defendants. For all parties appearing telephonically see reporter's notes.

Attorney Cullen presents argument on behalf of the Defendant WD.

10:22 a.m. Attorney Fineman presents argument on behalf of the Plaintiff.

The Court directs the Defendants to provide the Plaintiffs with the name of 3 candidates and the Plaintiffs will provide all transactions for a six month period, they will also provide how they arrived at the data.

10:43 a.m. Rich Levy of Gibson Dunn and Crutcher requests additional information. The Court advises counsel that the parties will respond with the above information and the Court will revisit the remaining issues if any at a latter date.

Defendants are to provide the name of the candidates by November 6, 2006, Plaintiffs to provide the requested information by December 6, 2006. Defendants will agree to a reasonable extension if requested.

Attorney Fineman to prepare an order, Attorney Cullen is to approve as to form.

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